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ORACLE AMERICA, INC.

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA
23 SAN FRANCISCO DIVISION

24 ORACLE AMERICA, INC.
25 Plaintiff,
26 v.
27 GOOGLE INC.
28 Defendant.

Case No. CV 10-03561 WHA
**DECLARATION OF DEBORAH K.
MILLER RE ADMINISTRATIVE
MOTION TO SEAL EXHIBITS TO
SILVERMAN DECLARATION**

Hearing: April 27, 2016, 8:00 a.m.
Dept.: Courtroom 8, 19th Floor
Judge: Honorable William H. Alsup

1 I, Deborah K. Miller, declare and state as follows:

2 1. I am an attorney employed by Oracle America, Inc. ("Oracle"). My current title is
3 Vice President, Associate General Counsel. One of my responsibilities is supervising Oracle's
4 outside counsel with respect to litigation matters, including Oracle's lawsuit against Google. I am
5 familiar with Oracle's policies and business practices, including what information Oracle
6 considers confidential and does not disclose to the public.


7 2. I submit this declaration in support of Oracle's Administrative Motion to File
8 Under Seal. I have personal knowledge of the facts set forth herein, and if called upon as a
9 witness, I could testify to them competently under oath.

10 3. I have reviewed paragraphs 271, 272, 274, 278, 279, and Exhibits 4a, 4b, 4c, 4d,
11 and 4e of the Expert Report of Dr. Gregory K. Leonard [Corrected] dated March 10, 2016. These
12 portions of Dr. Leonard's report discuss Oracle revenue and profit information for specific lines
13 of Java business, including information from the past two years.

14 4. Oracle's profit and revenue information for specific lines of Java business are
15 highly confidential and have always been treated as such. Oracle does not disclose this
16 information to the public and restricts knowledge of this information within Oracle to a subset of
17 persons who need the information for their business operations. Disclosure to the public and to
18 Oracle's competitors of this information could harm Oracle. Harm to Oracle could include,
19 among other things, an adverse impact on Oracle's ability to negotiate licenses for Java products.
20 Oracle submits that the risk of competitive harm that would be created by public disclosure of
21 recent profit and revenue data for specific lines of Java business amounts to a compelling reason
22 to seal the limited portions of Dr. Leonard's report that are subject to Oracle's Administrative
23 Motion to Seal.

24
25 I declare under penalty of perjury under the laws of the State of California and the United
26 States of America that the foregoing is true and correct to the best of my knowledge.
27
28

1 Executed this 23rd day of March, 2016, at San Francisco, CA.

2
3 
4 Deborah K. Miller